

Before the Board of Zoning Adjustment, D.C.

PUBLIC HEARING - January 17, 1973

Application No. 11241 - Floyd D. Akers, applicant.

On motion duly made, seconded and carried by a vote of 3-0, the following Order of the Board was duly entered at the meeting of June 5, 1973.

EFFECTIVE DATE OF ORDER -- **JUL 24 1973**

ORDERED:

That the application for permission to continue a parking lot for a period of five (5) years at 1132-40 - 23rd Street, N. W., lots 19, 28, 826, and 827, Square 37, be CONDITIONALLY GRANTED.

FINDINGS OF FACT:

1. The property is located in C-2 and R-5-B Districts.
2. The property is presently used as a parking lot for employees cars and for new car storage.
3. The original permit for the above application was granted on August 9, 1967, for a period of five years under BZA Order 9196.
4. The Department of Highways and Traffic submitted a report in which they offered no objection to the granting of this special exception.
5. No opposition was registered at the public hearing.

OPINION:

We are of the opinion that the continuation of this parking lot will not create any dangerous or otherwise objectionable traffic conditions. The present character and future development of the neighborhood will not be adversely affected. The lot is reasonably necessary and convenient to other uses in the vicinity.

This Order shall be subject to the following conditions:

- a. Permit shall issue for a period of five (5) years but shall be subject to renewal in the discretion of the Board upon the filing of a new appeal in the manner prescribed by the Zoning Regulations.

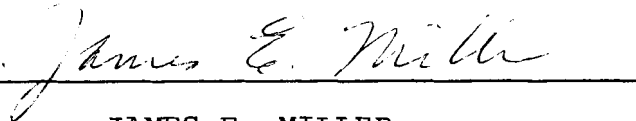
- b. All areas devoted to driveways, access lanes, and parking areas shall be maintained with a paving of material forming an all-weather impervious surface.
- c. An eight (8) inch coping shall be erected and maintained along each side of all driveways to protect the public space.
- d. Bumper stops shall be erected and maintained for the protection of all adjoining buildings.
- e. No vehicle or any part thereof shall be permitted to project over any lot or building line or on or over the public space.
- f. All parts of the lot shall be kept free of refuse or debris and shall be paved or landscaped. Landscaping shall be maintained in a healthy growing condition and in a neat and orderly appearance.
- g. No other use shall be conducted from or upon the premises and no structure other than an attendant's shelter shall be erected or used upon the premises unless such use or structure is otherwise permitted in the zoning district in which the parking lot is located.
- h. Any lighting used to illuminate the parking lot or its accessory building shall be so arranged that all direct rays of such lighting are confined to the surface of the parking lot.

The Board reserves the right to direct revocation of the occupancy permit upon a proper showing that any terms or conditions of this Order have been violated.

BY ORDER OF THE D. C. BOARD OF ZONING ADJUSTMENT

ATTESTED

By: _____



JAMES E. MILLER
Secretary of the Board

THAT THE ORDER OF THE BOARD IS VALID FOR A PERIOD OF SIX MONTHS ONLY UNLESS APPLICATION FOR A BUILDING AND/OR OCCUPANCY PERMIT IS FILED WITH THE DEPARTMENT OF ECONOMIC DEVELOPMENT WITHIN A PERIOD OF SIX MONTHS AFTER THE EFFECTIVE DATE OF THIS ORDER.